

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

JAMES DEAN, JR., CATHERINE GILDEA,)	
TODD SWINGLEY, SHAWN RAUCH, STACIE)	
HUDGENS, STEVE LOPEZ, OSCAR FAEZELL,)	
ANDREW KEIRCUL, JON BARRET, JULIE)	
MATT, BRITTANY SUMMERFORD, ADAM)	
GARVEY, DAVID SIEBERT, JOSEPH SMITH,)	No. 1:09-cv-1190
STEVE DERRY, RYAN NILSON, JESSE LEVIN,)	
STEVE KOPP, AND DARRELL MITCHELL,)	
Plaintiffs,)	
v.)	
CITY OF CHICAGO, and CHICAGO)	Honorable Judge Kennelly
POLICE OFFICER R. FIORITO, Star # 11624,)	Magistrate Judge Nolan
Defendants,)	

STIPULATION TO DISMISS

IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, by their respective attorneys of record, that this matter is resolved as to Plaintiffs Joseph Smith, Steve Derry, David Seibert, Todd Swingley, Oscar Faezell as to Defendants City of Chicago and Chicago Police Officer R. Fiorito (Star #11624) and Plaintiffs Joseph Smith, Steve Derry, David Seibert, Todd Swingley, Oscar Faezell voluntarily dismiss all parties as to all of their claims, with prejudice, with each side bearing its own costs.

Respectfully submitted,

Erickson & Oppenheimer, Ltd.

By: s/ Jon F. Erickson
One of the Attorneys for Plaintiffs

Dykema Gossett PLLC

By: s/ Kimberly D. Fahrbach
One of the Attorneys for Defendant

City of Chicago

Querrey & Harrow Ltd.

By: s/ Daniel F. Gallagher
One of the Attorneys for Defendant
R. Fiorito Star #11624

Dated:

Jon F. Erickson
Erickson & Oppenheimer, LTD.
217 N. Jefferson
Suite 100
Chicago, IL 60661
312-327-3370

Terrence M. Burns
Kimberly D. Fahrbach
Dykema Gossett, PLLC
10 S. Wacker Drive
Suite 2300
Chicago, IL 60606
312-876-1700

Daniel F. Gallagher
Querrey & Harrow Ltd.
174 W. Jackson Blvd.
Suite 1600
Chicago, IL 60604
312-540-7000

CERTIFICATE OF SERVICE

Jon F. Erickson, a licensed attorney, states that the above Stipulation was served on all opposing attorneys, via EM/ECF.

s/ Jon F. Erickson

Jon F. Erickson
217 N. Jefferson, Suite 100
Chicago, IL 60661
312-327-3370